

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

RAYMOND LEE BROCK, JR.,

Petitioner,

v.

UNITED STATES OF AMERICA,

**CASE NO. 2:09-CV-1169
CRIM. NO. 2:90-CR-225
JUDGE MARBLEY
MAGISTRATE JUDGE KEMP**

Respondent.

OPINION AND ORDER

On January 26, 2010, the Magistrate Judge issued a *Report and Recommendation* pursuant to Rule 4 of the Rules Governing Section 2255 Proceedings recommending that this action be dismissed as barred by the one-year statute of limitations. Although the parties were advised of the right to object to the Magistrate Judge's *Report and Recommendation*, and of the consequences of failing to do so, no objections have been filed.

The *Report and Recommendation* is **ADOPTED** and **AFFIRMED**. This action is hereby **DISMISSED**.

IT IS SO ORDERED.

s/ Algenon L. Marbley
ALGENON L. MARBLEY
United States District Judge